



EMPLOYMENT TRIBUNALS

Claimant

Mr K Morris

v

Wipro Ltd

Respondent

TELEPHONE PRELIMINARY HEARING

Heard at: London Central Employment Tribunal

On: 4 October 2017

Before: Employment Judge JL Wade

Appearances:

For the Claimant: Mr W Ho (Counsel)

For the Respondents: Mr T Kibling (Counsel)

JUDGMENT

1. The respondent's application to have the paragraph 14(c) of the particulars of claim struck out under Rule 37 is refused.

REASONS

1. This is an issue but not a claim and the tribunal does not have power to strike out.
2. If it did, "highly prejudicial" is not a ground.
3. Also, it is a fact-sensitive issue requiring consideration at a hearing.
4. As it stands, the point is not obviously prejudicial to the respondent as the claimant's failure to provide witness evidence may not reflect well on him. The claimant has agreed to remove allegations 14(a), (b)(plus relevant documents), (d) and (e).

Case Numbers: 2208426/2016

Employment Judge Wade

Sent to the parties on:15 October 2017